

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 1:22-CV-22671-ALTONAGA/TORRES

DELIO BATISTA,  
MARIANA LOPEZ,  
CARLOS LOPEZ, AND  
RAFAELA VALIENTE,

Plaintiffs,

vs.

AVANT ASSURANCE INC.,  
REINIER CORTES, AND  
ANDREA GONZALEZ  
QUINTERO,

Defendants.

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**SECOND MOTION FOR EXTENSION OF  
DISCOVERY DEADLINE *NUNC PRO TUNC***

Plaintiffs, Delio Batista, Mariana Lopez, Carlos Lopez, and Rafaela Valiente (“Plaintiffs”),  
by and through their undersigned counsel, request a forty-five (45) day extension of time to conduct  
discovery, and state as follows:

1. On February 8, 2023, this Honorable Court issued an Order extending the discovery  
deadline to May 8, 2023. [ECF No. 48].
2. The previous extension was given to accommodate the schedules of the parties to take  
depositions.
3. Depositions have been taking place, however, there is currently a discovery hearing  
scheduled on May 18, 2023 to address the scope of allowable inquiry. [ECF Nos. 56,  
57].

4. The deposition at issue in the discovery hearing was conducted on April 12, 2023, and undersigned counsel had to wait to receive the transcript in support of the motion for the hearing.
5. Plaintiffs need additional time past the current discovery deadline to depose Defendants' witnesses after receiving a ruling from this Court on May 18, 2023.
6. Plaintiffs request the discovery deadline be moved from May 8, 2023 to June 22, 2023.
7. This Motion is being made in good faith and not for purposes of delay, and neither party will be prejudiced by the Court's granting the extensions sought.
8. A proposed order granting this motion is attached as Exhibit A.

**CERTIFICATE OF CONFERRAL**

Pursuant to S.D. Fla. L.R. 7.1, I hereby certify that undersigned counsel's office conferred with defense counsel's office via email on May 12, 2023, regarding the relief requested in this Motion.

/s/Toussaint Cummings, Esq.  
Toussaint Cummings, Esq. (119877)

Respectfully submitted on May 16, 2023.

s/Toussaint Cummings, Esq.  
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